

ICG Telecom Services, Inc.

P.S.C. Ky. No. 1

Cancels P.S.C. Ky. No.

ICG TELECOM SERVICES, INC.

of

Englewood, Colorado

RATES, RULES AND REGULATIONS FOR FURNISHING
INTRASTATE TELECOMMUNICATIONS SERVICES
AS A NON-DOMINANT INTEREXCHANGE CARRIER

IN

ENTIRE COMMONWEALTH OF KENTUCKY

FILED WITH THE PUBLIC SERVICE COMMISSION OF KENTUCKY

PUBLIC SERVICE COMMISSION
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Issued: December 15, 1994

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PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

Issued By:

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Denver, Colorado 80265

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INTRASTATE TELECOMMUNICATIONS SERVICES

CHECK SHEET

The title page and pages 1-14 inclusive of this Tariff are effective as of the date shown. Original and revised pages, as named below, comprise all changes from the original Tariff in effect on the date indicated.

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INTRASTATE TELECOMMUNICATIONS SERVICES

APPLICABILITY

This Tariff contains the service offerings, rates, terms, and conditions applicable to the furnishing of intrastate telecommunications services within the State of Kentucky by ICG Telecom, Inc. (hereinafter, "ICG").

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CONCURRING, CONNECTING, AND OTHER PARTICIPATING CARRIERS

CONCURRING CARRIERS:

No Concurring Carriers

CONNECTING CARRIERS:

No Connecting Carriers

OTHER PARTICIPATING CARRIERS:

No Participating Carriers

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EXPLANATION OF SYMBOLS

- (C) To signify changed regulation
- (D) To signify discontinued regulation
- (I) To signify rate or charge increase
- (M) To signify material relocated without change in text or rate
- (N) To signify new material
- (R) To signify a rate or charge reduction
- (S) To signify reissued material
- (T) To signify a change in text but no change in rate or regulation
- (Z) To signify a correction

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SECTION 1 - DEFINITIONS

For the purpose of this Tariff, the following definitions will apply:

Communications Services

The Company's intrastate telecommunications services offered pursuant to this tariff.

Company or ICG

ICG Telecom Services, Inc., the issuer of this tariff.

Customer

The person, firm, or corporation which orders services and is responsible for the payment of charges and compliance with the Company's regulations.

LATA

A Local Access and Transport Area established pursuant to the Modification of Final Judgment entered by the United States District Court for the District of Columbia in Civil Action No. 82-0192; or any other geographical area designated as a LATA in the National Exchange Carrier Association, Inc., Tariff F.C.C. No. 4.

Message Telecommunications Service

Switched calls made between two or more rate centers within the State of Kentucky.

Private Line Service

Provision of a dedicated point to point communications channel.

Recurring Charges

The monthly charges to the Customer for services, facilities, and equipment which continue for the agreed upon duration of the service.

Service Commencement Date

The first date on which the Company notifies the Customer that the requested service or facility is available for use, unless extended by the Customer's refusal to accept service which does not conform to standards set forth in the Service Order or in this tariff, in which case the Service Commencement Date is the date of the Customer's acceptance. The Company and the Customer may mutually agree on a substitute Service Commencement Date.

Service Order

The written request for communications services executed by the Customer and the Company in the format devised by the Company. The signing of a Service Order by a Customer and acceptance by the Company initiates the respective obligations of the parties as set forth therein and pursuant to this tariff, but the duration of the service is calculated from the service Commencement Date.

Shared

A facility or equipment system or subsystem that can be used simultaneously by several Customers.

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User

A Customer, Joint User, or any other person authorized by the Customer to use service provided under this tariff.

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SECTION 2 - RULES AND REGULATIONS

2.1 OBLIGATIONS OF THE CUSTOMER

2.1.1 Conditions for use. Service may be used for the transmission of communications of the Customer provided that

1. The Customer shall not use the service for any purpose or in any manner directly or indirectly in violation of the law or in aid of any unlawful act or undertaking.
2. The Customer, upon request, shall furnish such information as may be required to permit the Company to design and maintain the services it offers and to assure that the service arrangement is in accordance with the provisions of this tariff and with any contract entered into between the Customer and the Company.

2.1.2 General Obligations. The Customer shall be responsible for:

1. Ensuring compatibility of equipment and systems provided by the Customer or User with the interface provided and/or sanctioned by the Company.
2. Damage to the facilities of the company caused by the negligence or willful act of the Customer.
3. Reimbursing the Company for any loss occasioned by the theft of the Company's facilities installed on the Customer's premises.
4. All actions or omissions of a person, firm, or corporation appointed by the Customer as its agent. Any limitations of an agent's authority shall not be binding on the Company.

2.1.3 Payment for Services. The Customer is responsible for payment for services specified in this tariff or in any contract which are furnished by the Company to the Customer. Unless otherwise agreed, the Customer will be billed monthly for the services provided by the Company. Each bill shall be due upon receipt and payable at the Company's general office or such other place as may be designated by the Company. A bill is considered past due after 30 days, and may be subject to late charges. Any billing errors shall be adjusted to the known date of error or for a period of one year, whichever is shorter, and any deficiency or surplus may be paid or credited by the Customer or the Company in installments without interest over the same period as the billing error.

2.1.4 Deposits. The Company reserves the right to require the Customer to make a deposit or to provide a letter of credit satisfactory to the Company, in the event (a) the Customer is a new account and has no credit history with the Company, or in the Company's sole judgment has inadequate credit history, (b) the Customer's account is past due for two (2) or more consecutive months, or (c) the Customer indicates an unwillingness to pay. In the event that the Customer fails to provide the Company with the required deposit or letter of credit, or in the event that the Customer makes an assignment for the benefit of creditors, files a petition in bankruptcy, or generally cannot pay its debts as they become due, the Company shall have the right to terminate service upon three (3) days written notice to the Customer.

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2.1.5 Termination of Service. In the event that the Customer is (a) more than fifteen (15) days past due in paying any Company invoice pursuant to its terms, or (b) is past due in paying two (2) or more consecutive monthly invoices, the Company shall have the right to:

1. temporarily suspend service to the Customer upon three (3) days written notice, until such time as such circumstances are corrected; or
2. terminate service upon three (3) days written notice to the Customer.

2.2 OBLIGATIONS OF THE COMPANY

2.2.1 Undertaking. The undertaking of the Company is to furnish service as ordered and specified by the Customer, and as limited by the terms and conditions of this tariff and any contract entered into between the Customer and the Company. This offering is subject to the availability of facilities.

2.2.2 Limitations. The Company shall not be responsible for installation, operation, or maintenance of any terminal equipment or communications systems provided by a Customer. Service is not represented as adapted to the use of such equipment. The responsibility of the Company shall be limited to the furnishing of service, and to the maintenance and operation of such service. The furnishing of service may require special construction, leasing, or certain physical arrangements of facilities, and is, therefore, subject to the availability of such facilities.

2.2.3 Liability and Indemnification.

1. The Company shall not be liable for damages arising out of mistakes, omissions, interruptions, delays, or errors, or defects in transmission occurring in the course of furnishing service where the same is caused by the negligence of the Customer or any other person. Any liability of the Company arising out of any of the foregoing, or for failing to maintain proper standards or maintenance and operation or for failing to exercise reasonable supervision shall in no event exceed an amount equivalent to the proportionate charge to the Customer for the period of service during which such mistake, omission, interruption, delay, or error or defect in transmission occurs.

2. The Company shall not be liable for failure of or damage to the Customer's provided equipment unless such failure or damage was caused by the Company's gross negligence or willful misconduct.

3. The Company shall not be liable to the Customer for any incidental, indirect, special, or consequential damages of any kind, including but not limited to any loss of use, loss of profits, and/or loss of business, regardless of the foreseeability thereof. Any company liability to the Customer for damages of any kind, shall not exceed, in amount, (1) a sum equivalent to the proportionate monthly recurring charge to the Customer for the telecommunications service for the period of service during which such event occurs, or (2) if applicable, the replacement value of any Customer equipment which is lost or damaged as a result of the Company's gross negligence or willful misconduct, whichever is less.

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4. THE COMPANY MAKES NO WARRANTIES, EXPRESSED OR IMPLIED, WITH RESPECT TO THE SERVICE, INCLUDING WITHOUT LIMITATION, FITNESS FOR A PARTICULAR PURPOSE OR USE.

5. The Company shall not be liable for failure of performance hereunder due to causes beyond its control, including, without limitation, a failure of the network, acts of God, war, strikes, labor disputes, fire, flood, or explosion, nor for any act or omission of any other company furnishing service, facilities, or equipment.

6. The Company shall be indemnified and held harmless by the Customer against:

(a) Claims for libel, slander, and infringement of copyright arising from the material transmitted over the facilities or services.

(b) Claims for infringement of patents arising from, combining with, or using in connection with, facilities or services furnished by the Company, and systems or apparatus of the Customer; and

(c) All other claims arising out of any act or omission of the Customer in connection with the facilities or services provided by the Company.

2.2.4 Provision of Services. Service furnished by the Company will be furnished at the rates described in this tariff provided the necessary facilities are available. Where facilities are not available, and/or additional expenditures are involved in making them available, the Customer may be required to pay additional charges to cover the unusual expenditures, or to contract for service beyond the initial period, or both.

2.3 SALES TAX

The Customer shall pay to the Company any sales taxes which the Company is required to collect from the Customer in connection with the Company's provision of telecommunications services to the Customer.

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SECTION 3 -- MESSAGE TELECOMMUNICATIONS SERVICE

3.1 Application. Message Telecommunications Service applies to all calls made between two or more rate centers within the State of Kentucky. This service is provided for use by the Customer, and may be used by others, when so authorized by the Customer, subject to the provisions of this tariff.

3.2 Regulations. Regulations for MTS listed below are in addition to those contained in Section 2.

1. The message charges specified in this tariff are in payment for all service furnished between the calling and called stations.

2. The obligations of both Company and Customer as described in Section 3 also apply to MTS.

3.3 Dial Station Service. Applies when the calling person dials the telephone number of the called party without the assistance of an operator, and the call is billed to the calling number.

3.4 Rates and Charges.

1. Rates applicable on certain holidays.

On New Year's Day (January 1), Independence Day (July 4), Labor Day, Thanksgiving Day, and Christmas Day (December 25), the evening rate is applicable unless a lower rate would normally apply. When these holidays fall on different dates, the evening rate applies to the resulting legal holiday.

2. Initial minute and additional minute rates.

MTS rates are quoted in terms of initial minute and additional minutes.

1. Initial minute rates are for connections of one minute or less.

2. Additional minute rates are for additional minutes or fractions beyond the initial minute during which connection continues.

3. Timing

On all calls, a message starts at the time communication is established between the calling party and the called telephone number. Chargeable time ends when the calling station hangs up, thereby releasing the network. Chargeable time does not include time lost because of faults or defects in the service.

4. Rate Periods.

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The Day Rate Period is from 8:00 AM to, but not including, 5:00PM, Monday through Friday.

The Evening Rate Period is from 5:00 PM to, but not including, 11:00 PM, Sunday through Friday.

The Night and Weekend Rate Period is all other times.

5. Rates

MILEAGE	DAY: INITIAL MINUTE	ADD'L MINUTE	EVENING: INITIAL MINUTE	ADD'L MINUTE	NIGHT: INITIAL MINUTE	ADD'L MINUTE
1-10	\$.2300	\$.1800	\$.1900	\$.1425	\$.1534	\$.1121
11-16	0.2300	0.1800	0.1900	0.1425	0.1534	0.1121
17-22	0.2400	0.2100	0.1900	0.1425	0.1534	0.1343
23-30	0.2400	0.2100	0.1900	0.1450	0.1534	0.1343
31-55	0.2600	0.2500	0.1945	0.1825	0.1600	0.1600
56-85	0.3000	0.2800	0.2150	0.2000	0.1665	0.1665
86-124	0.3000	0.2800	0.2150	0.2000	0.1770	0.1705
125-196	0.3400	0.3300	0.2500	0.2300	0.1940	0.1940
197-292	0.3400	0.3300	0.2500	0.2400	0.1940	0.1940
293-430	0.3600	0.3500	0.2598	0.2535	0.2013	0.2013

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SECTION 4 -- PRIVATE LINE SERVICE

4.1 Private Line Service.

1. Access 1000: a dedicated point to point DS-1 product. The facilities may accommodate single or multiple signals with a variety of options in format, protection, and multiplexing.
2. Access 3000: a dedicated point to point DS-3 product. The facilities may accommodate single or multiple signals with a variety of options in format, protection, and multiplexing.

4.2 Rates and Charges.

1. There are three primary pricing components of an Access 1000 circuit.
 1. Channel Terminations. A Channel Termination (CT) is the communications path from the customer's premise to the ICG hub. One CT rate is charged per terminating end.
 2. Transport Channel. The transmission path from the zero-mile serving area of the originating customer premises to the zero-mile serving area of the terminating customer premises.
 3. Optional Features
2. There are four primary pricing components of an Access 3000 circuit.
 1. Channel Terminations. A Channel Termination (CT) is the communications path from the customer's premise to the ICG hub. One CT rate is charged per terminating end.
 2. Per DS-3 interface. A circuit interface is required for interconnection of DS-3 circuits to a customer's premises and to a central office.
 3. Transport Channels. The transmission path from the zero-mile serving area of the originating customer premises to the zero-mile serving area of the terminating customer premises.
 4. Optional Features

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INTRASTATE TELECOMMUNICATIONS SERVICES4.3 Rates.

1. Access 1000

	Per Month	NRC
1. Channel Termination	\$123.00	156.00

2. Transport

1. Channel	\$ 81.00	0.00
2. Per Mile	\$ 23.40	0.00

2. Access 3000

1. Channel Termination

Capacity	Monthly	NRC
1	1935.00	300.00
3	3802.00	300.00
12	5355.00	300.00
24	9472.00	300.00

Per DS-3 Capacity	171.00	870.00
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2. Transport Channel

1. Fixed

0 mi.	0.00	0.00
1-8 mi.	1521.00	21.00
9-25 mi.	1723.00	21.00
26+ mi.	1926.00	21.00

2. Per Mile

0 mi.	0.00	0.00
1+ mi.	180.00	0.00

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